



Dkt. No. 55099-A-PCT-US/JPW/AJM/AJD

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Ilya Trakht

U.S. Serial No.: 09/664,485

Filed: September 18, 2000

For: DEVELOPMENT OF HUMAN MONOCLONAL ANTIBODIES
AND USES THEREOF

1185 Avenue of the Americas
New York, New York 10036
January 14, 2003

Honorable Commissioner for Patents
Washington, D.C. 20231

Sir:

COMMUNICATION FORWARDING DECLARATION

Applicant herewith submits, as **Exhibit A**, a corrected, signed Declaration and Power of Attorney in connection with the above-identified application. The Declaration and Power of Attorney previously submitted by applicant along with an April 13, 2001 Communication In Response To November 14, 2000, Notice To File Missing Parts contains an inadvertent error, in that it incorrectly identifies the subject application as having U.S. Serial No. 09/040,833 instead of U.S. Serial No. 09/664,485. The enclosed corrected Declaration correctly identifies the subject application by its U.S. Serial No. Applicant respectfully requests that the enclosed corrected Declaration be substituted for the previously submitted Declaration.

Applicant notes that on December 10, 2002, the Patent and Trademark Office issued a Decision granting applicant's November 27, 2002 Petition Under 37 C.F.R. §1.8(b) To Withdraw Holding Of Abandonment. The subject application is therefore pending.

If a telephone interview would be of assistance in advancing

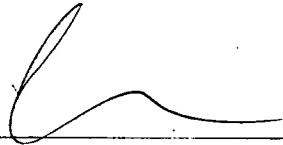
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prosecution of the subject application, applicant's undersigned attorney invites the Examiner to telephone at the number provided below.

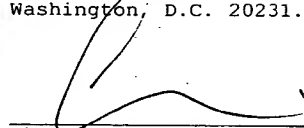
No fee is deemed necessary in connection with the filing of this Communication. However, if any fee is required, authorization is hereby given to charge the amount of such fee to Deposit Account No. 03-3125.

Respectfully submitted,



John P. White
Registration No. 28,678
Alan J. Morrison
Registration No. 37,399
Attorneys for Applicant
Cooper & Dunham LLP
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New York, New York 10036
(212) 278-0400

I hereby certify that this correspondence is being deposited this date with the U.S. Postal Service with sufficient postage as first class mail in an envelope addressed to:
Honorable Commissioner for Patents,
Washington, D.C. 20231.


Alan J. Morrison
Reg. No. 37,399

1/14/03
Date



JAN 27 2003

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DECLARATION AND POWER OF ATTORNEY

My residence, post office address, and citizenship are as stated below next to my name. I believe I am the original first and last name.

I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled:

— is attached hereto.

~~X~~ was filed on September 18, 2000 as

Application Serial No. 09/664,485

and was amended September 18, 2000
(if applicable)

I hereby state that I have reviewed and understand the contents of the above-identified specification, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose to the U.S. Patent and Trademark Office all information known to me to be material to patentability as defined in Title 37, Code of Federal Regulations, Section 1.56.

I hereby claim foreign priority benefits under Title 35, United States Code, Section 119 (a)-(d) or Section 365(b) of any foreign application(s) for patent or inventor's certificate, or Section 365(a) of any PCT International Application which designated at least one country other than the United States, listed below. I have also identified below any foreign application for patent or inventor's certificate, or PCT International Application having a filing date before that of the earliest application from which priority is claimed:

Prior Foreign Application(s)

Priority Claimed

[illegible]

Declaration and Power of Attorney

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I hereby claim the benefit under Title 35, United States Code, Section 119(e) of any United States provisional application(s) listed below:

<u>Provisional Application No.</u>	<u>Filing Date</u>	<u>Status</u>
N/A		

I hereby claim the benefit under Title 35, United States Code, Section 120 of any United States Application(s), or Section 365(c) of any PCT International Application(s) designating the United States listed below. Insofar as this application discloses and claims subject matter in addition to that disclosed in any such prior Application in the manner provided by the first paragraph of Title 35, United States Code, Section 112, I acknowledge the duty to disclose to the United States Patent and Trademark Office all information known to me to be material to patentability as defined in Title 37, Code of Federal Regulations, Section 1.56, which became available between the filing date(s) of such prior Application(s) and the national or PCT international filing date of this application:

<u>Application Serial No.</u>	<u>Filing Date</u>	<u>Status</u>
09/040,833	18 March 1998	U.S. Patent No. 6,197,582
PCT/US99/05828	18 March 1999	abandoned

And I hereby appoint

John P. White (Reg. No. 28,678); Christopher C. Dunham (Reg. No. 22,031); Norman H. Zivin (Reg. No. 25,385); Jay H. Maioli (Reg. No. 27, 213); William E. Pelton (Reg. No. 25,702); Robert D. Katz (Reg. No. 30,141); Peter J. Phillips (Reg. No. 29,691); Wendy E. Miller (Reg. No. 35,615); Richard S. Milner (Reg. No. 33,970); Robert T. Maldonado (Reg. No. 38,232); Paul Teng (40,837); Richard F. Jaworski (Reg. No. 33, 515); Alan J. Morrison (Reg. No. 37,399); Mark A. Farley (Reg. No. 33,170); Pedro C. Fernandez (Reg. No. 41,741); Gary J. Gershtik (Reg. No. 39,992); and Christine S. Nickles (Reg. No. 51,103).

and each of them, all c/o Cooper & Dunham LLP, 1185 Avenue of the Americas, New York, New York 10036, my attorneys, each with full power of substitution and revocation, to prosecute this application, to make alterations and amendments therein, to receive the patent, to transact all business in the Patent and Trademark Office connected therewith and to file any International Applications which are based thereon under the provisions of the Patent Cooperation Treaty.

Declaration and Power of Attorney

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Please address all communications, and direct all telephone calls, regarding this application to:

John P. White

Reg. No. 28.678

Cooper & Dunham LLP
1185 Avenue of the Americas
New York, New York 10036
Tel. (212) 278-0400

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Full name of sole or first joint inventor

Ilya Trakht

Inventor's signature

Ilya Trakht

Citizenship U.S.A.

Date of signature 11/12/02

Residence 736 West 186th Street #4D, New York, New York 10033

Post Office Address same as residence

Full name of joint inventor (if any)

Inventor's signature

Citizenship

Date of signature

Residence

Post Office Address

Full name of joint inventor (if any)

Inventor's signature

Citizenship

Date of signature

Residence

Post Office Address